



**NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 688**

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)

S688-ASTxfr-42 [v.3]

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Amends Title [NO]  
First Edition

Date \_\_\_\_\_, 2021

Senator Perry

1 moves to amend the bill on page 2, lines 18-21, by rewriting those lines to read:

2       "(6) Electronic sports. – Leagues, competitive circuits, tournaments, or similar  
3       competitions where individuals or teams play video games, typically for  
4       spectators, either in-person or online, for the purpose of prizes, money, or  
5       entertainment.";

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8 and on page 2, lines 42-45, by rewriting those lines to read:

9       "(14) Sporting event. – Professional sports, college sports, and amateur sports, all  
10       of which may include electronic sports, and any other event approved by the  
11       Commission.

12       (15) Sports facility. – A facility that hosts professional sports and has a minimum  
13       seating capacity of 17,000 people or a facility that hosts a professional golf  
14       tournament annually.";

15  
16  
17 and on page 3, lines 4-5, by inserting the following between those lines:

18       "(19) Sports wagering supplier. – A person that provides services, goods, software,  
19       or other components necessary for the creation of wagering markets and  
20       determining wager outcomes, directly or indirectly, to any license holder or  
21       applicant involved in the acceptance of wager, including any of the following:  
22       providers of data feeds and odds services, internet platform providers, risk  
23       management providers, integrity monitoring providers, and other providers of  
24       sports wagering supplier services as determined by the Commission. A sports  
25       governing body that provides raw statistical match data to one or more  
26       designated and licensed providers of data and odds services shall not be a  
27       sports wagering supplier.;

28  
29  
30 and on page 3, lines 16-20, by rewriting those lines to read:

31       "(23) Tribal gaming enterprise. – a federally recognized Indian tribe that is  
32       authorized to conduct Class III games in accordance with the federal Indian



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1                    Gaming Regulatory Act, 25 U.S.C. § 2701 et seq., in this State or a business  
2                    entity owned or controlled by such tribe. Any federally recognized tribe, or  
3                    business entity owned or controlled by the tribe, that is deemed an interactive  
4                    sports wagering operator under this Article shall include authorization for any  
5                    technology and sports wagering brand partners of the tribe or the business  
6                    entity owned or controlled by the tribe, subject to compliance with the terms  
7                    of this Article by the technology and sports wagering brand partners.";  
8                    and renumbering the subdivisions in G.S. 18C-901 accordingly;

12 and on page 7, line 4, by rewriting that line to read:

13 **"§ 18C-907. Sports Wagering Supplier License.**

14            (a)    The Commission may issue a sports wagering supplier license to a sports wagering  
15            supplier. A person that is not licensed under this Article shall not sell, lease, distribute, offer, or  
16            otherwise provide services, goods, software, or other components necessary for the creation of  
17            betting markets and determining bet outcomes, directly or indirectly to any license holder or  
18            applicant involved in the acceptance of bets, except that an interactive sports wagering operator  
19            shall not be required to obtain a separate sports wagering supplier license in order to act as a  
20            sports wagering supplier. A sports wagering supplier must be licensed under this section if  
21            providing sports wagering supplier services under a fixed-fee or revenue-sharing agreement.

22            (b)    On application by an interested person, the Commission may issue a provisional  
23            sports wagering supplier license to an applicant for a sports wagering supplier license. A  
24            provisional license issued under this subsection allows the applicant for the sports wagering  
25            supplier license to conduct business regarding the operation of sports wagering with a license  
26            holder or applicant before the sports wagering supplier license is issued. A provisional license  
27            issued under this subsection expires on the date provided by the Commission.

28            (c)    A person may apply to the Commission for a sports wagering supplier license as  
29            provided in this Article.

30            (d)    The applicant shall complete and submit an application on a form prescribed by the  
31            Commission and a licensing fee of fifteen thousand dollars (\$15,000). In the application, the  
32            Commission shall require applicants to disclose the identity of all of the following:

33                    (1)    The applicant's principal owners who directly own five percent or more of the  
34                    applicant.

35                    (2)    Each holding, intermediary or parent company that directly owns fifteen  
36                    percent or more of the applicant.

37                    (3)    The applicant's board appointed CEO and CFO.

38            (e)    Investment funds or entities registered with the Securities and Exchange Commission,  
39            whether as Investment Advisors or otherwise, as well as the entities under the management of  
40            such entities registered with the Securities and Exchange Commission, that are direct or indirect  
41            shareholders of the applicant, shall be waived from any information disclosure requests in  
42            connection to the license application as determined by the Commission.

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1       (f)     Nothing in this Article shall require a person holding a sports wagering supplier  
2 license or a temporary sports wagering supplier license be subject to, or required to obtain, any  
3 additional license to offer the sports wagering services under this section."  
4

5  
6     and on page 7, lines 9-10, by rewriting those lines to read:  
7     "hundred thousand dollars (\$100,000) for an interactive sports wagering license, ten thousand  
8 dollars (\$10,000) for a service provider license, and five thousand dollars (\$5,000) for a sports  
9 wagering supplier license."  
10

11  
12     and on page 7, line 33, by deleting "G.S. 18C-112" and substituting "G.S. 18C-922";  
13

14  
15     and on page 8, line 6, by inserting the following at the end of that line:  
16     "A sports governing body receiving any information pursuant to this subsection shall use the  
17 information for the purpose of integrity monitoring only and not for any commercial purpose."  
18

19  
20     and on page 9, line 6, by deleting "G.S. 18C-926(a)." and substituting "G.S. 18C-926.";  
21

22  
23     and on page 11, line 12, by deleting "to a" and substituting "to an interactive";  
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26     and on page 13, lines 14-24, by rewriting those lines to read:  
27

28     **"§ 18C-926. Places of public accommodation.**

29     (a)     The owner or operator of a sports facility may establish places of public  
30 accommodation for the purpose of accessing a sports wagering platform through mobile devices,  
31 computer terminals, or similar access devices, either directly or with assistance from a person.  
32 Each owner or operator of a sports facility shall be limited to one place of public accommodation  
33 described under subdivision (2) of subsection (b) of this section.

34     (b)     Places of public accommodation allowed under this section shall be located as  
35 follows:

36             (1)     On the property containing the sports facility.

37             (2)     On other property owned or controlled by the owner or operator of the sports  
38 facility or an affiliated entity of the owner or operator of the sports facility that  
39 is located within a one-half mile radius of the sports facility.

40     (c)     Nothing in this section shall be construed to exempt a place of public accommodation  
41 from the provisions of any other law that may be enforceable. A place of public accommodation  
42 may be either a permanent establishment or a temporary establishment associated with a specific  
sporting event of a series of sporting events.

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1       (d)     All wagers shall be placed via an interactive account as described in G.S. 18C-912.  
2     Mobile devices, computer terminals, similar devices, and cashiers used to operate the place of  
3     public accommodation shall have the ability to accept and distribute cash and cash equivalents.

4       (e)     A public accommodation under this section may be advertised by the owner or  
5     operator of the sports facility.";

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8     and on page 13, line 37, by deleting "an" and substituting "a licensed";

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11     and on page 14, line 9, by inserting the following at the beginning of that line:

12       "Any federally recognized tribe, or business entity owned or controlled by the tribe, that is  
13     deemed an interactive sports wagering operator under this Article shall include authorization for  
14     any technology and sports wagering brand partners of the tribe or the business entity owned or  
15     controlled by the tribe, subject to compliance with the terms of this Article by the technology and  
16     sports wagering brand partners. ";

17  
18  
19     and on page 17, lines 26-27, by rewriting those lines to read:

20       **"SECTION 5.** The Commission shall establish guidance to parties regulated by the  
21     provisions of this Article. Such guidance shall address the application of this Article to electronic  
22     sports, with due consideration to the key role of game publishers as creators of the underlying  
23     video game. The Commission may accept and issue applications for licensure in".  
24  
25

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_